BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Permit.

DOCKET NO. 05-0178

DECISION AND ORDER NO. 22110

Filed Nov. 9, 2005 At 11:45 o'clock A.M.

Chief Clerk of the Commission

DIV. CF CONSUMER ADVOCACY
STATE OF HAWAIRS

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission State of Hawaii.

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

ROBERT W. MINGUS, dba ROBERT STAR EXECUTIVE SERVICE

For a Motor Carrier Certificate or)
Permit.)

Docket No. 05-0178 Decision and Order No. 22110

DECISION AND ORDER

By this Decision and Order, the commission grants ROBERT W. MINGUS, dba ROBERT STAR EXECUTIVE SERVICE ("Applicant"), a certificate of public convenience and necessity ("Certificate") to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification, subject to certain conditions, as described herein.

I.

Application for Common Carrier Authority

On July 19, 2005, Applicant filed an application requesting a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification. The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-12.

Applicant served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified

Common Carriers Association, Inc., which consist of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to HRS chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for operating authority, as set forth in the application, should be granted.

III.

<u>Orders</u>

THE COMMISSION ORDERS:

- 1. Applicant is granted a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification.
- 2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle

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including, but not limited to, filing a lawful tariff, paying a fee of \$20 for motor carrier gross revenues, and filing the appropriate insurance documents.

- 3. Applicant shall comply with the foregoing requirements within one hundred and twenty (120) days after service of this Decision and Order. Failure to comply within the time specified constitutes cause for this commission to void this Decision and Order.
- 4. Applicant shall not commence operations under this Decision and Order until he has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii ______NOV - 9 2005

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Call P. Cale	By(EXCUSED)
Carlito P. Caliboso, Chairman	Wayne H. Kimura, Commissioner
T.	

APPROVED AS TO FORM:

Janet E. Kawelo, Commissioner

Benedyne S. Stone Commission Counsel

05-0178.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 22110</u> upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

ROBERT W. MINGUS, dba ROBERT STAR EXECUTIVE SERVICE 400 Hobron Lane, #2005 Honolulu, HI 96815

Karen Higashi

DATED: NOV - 9 2005